

SCHWEGMAN ■ LUNDBERG ■ WOESSNER ■ KLUTH

**United States Patent Application**  
**COMBINED DECLARATION AND POWER OF ATTORNEY**

As a below named inventor I hereby declare that: my residence, post office address and citizenship are as stated below next to my name; that

I verily believe I am the original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled: **STACKED FERROELECTRIC MEMORY DEVICE AND METHOD OF MAKING SAME**

The specification of which is attached hereto.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the patentability of this application in accordance with 37 C.F.R. § 1.56 (attached hereto). I also acknowledge my duty to disclose all information known to be material to patentability which became available between a filing date of a prior application and the national or PCT international filing date in the event this is a Continuation-In-Part application in accordance with 37 C.F.R. §1.63(e).

I hereby claim foreign priority benefits under 35 U.S.C. §119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on the basis of which priority is claimed:

**No such claim for priority is being made at this time.**

I hereby claim the benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below:

**No such claim for priority is being made at this time.**

I hereby claim the benefit under 35 U.S.C. § 120 or 365(c) of any United States and PCT international application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT international application in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose material information as defined in 37 C.F.R. § 1.56(a) which became available between the filing date of the prior application and the national or PCT international filing date of this application:

**Application Number**  
09/909,670

**Filing Date**  
July 20, 2001

**Status**  
Pending

09/20/01 10:54 FAX 612 3081

SCHWEGMAN LUNDBERG

Page 2 of 3

Attorney Docket No.: 884.562US:  
 Serial No. not assigned  
 Filing Date: not assigned

I hereby appoint the following attorney(s) and/or patent agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected herewith:

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Reg. No. 31,905  
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 Reg. No. 42,267  
 Reg. No. 38,377  
 Reg. No. 39,610  
 Reg. No. 32,836  
 Reg. No. 42,331  
 Reg. No. 37,784  
 Reg. No. 35,832  
 Reg. No. 35,075  
 Reg. No. 40,925  
 Reg. No. 42,372  
 Reg. No. 35,466  
 Reg. No. 35,468  
 Reg. No. 36,477  
 Reg. No. 38,107  
 Reg. No. 40,957  
 Reg. No. 46,632  
 Reg. No. 44,639  
 Reg. No. 41,000  
 Reg. No. 40,594  
 Reg. No. 39,665  
 Reg. No. 39,973  
 Reg. No. 30,837  
 Reg. No. 36,143  
 Reg. No. 36,530  
 Reg. No. 41,791  
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Reg. No. 41,085  
 Reg. No. 47,670  
 Reg. No. 44,813  
 Reg. No. 40,040  
 Reg. No. 37,650  
 Reg. No. 40,670  
 Reg. No. 41,105  
 Reg. No. 40,052  
 Reg. No. 32,146  
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 Reg. No. P-48,341  
 Reg. No. 45,535  
 Reg. No. 41,199  
 Reg. No. 33,742  
 Reg. No. 37,509  
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 Reg. No. 44,255  
 Reg. No. 28,650  
 Reg. No. P-48,346  
 Reg. No. 25,539  
 Reg. No. 37,198  
 Reg. No. 35,635

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 Stordal, Leif T.  
 Su, Gene I.  
 Terry, Kathleen R.  
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Reg. No. 34,055  
 Reg. No. 31,024  
 Reg. No. 42,989  
 Reg. No. 41,246  
 Reg. No. 47,857  
 Reg. No. 33,995  
 Reg. No. 32,488  
 Reg. No. 39,422  
 Reg. No. 25,816  
 Reg. No. 38,613  
 Reg. No. 43,105  
 Reg. No. 32,299  
 Reg. No. 36,279  
 Reg. No. 36,008  
 Reg. No. 45,368  
 Reg. No. 45,458  
 Reg. No. 25,179  
 Reg. No. 33,553  
 Reg. No. 46,251  
 Reg. No. 45,140  
 Reg. No. 31,884  
 Reg. No. 45,416  
 Reg. No. 37,748  
 Reg. No. 43,256  
 Reg. No. 37,474  
 Reg. No. 30,440  
 Reg. No. 37,760  
 Reg. No. 42,242  
 Reg. No. 39,435

I hereby authorize them to act and rely on instructions from and communicate directly with the person/assignee/attorney/firm/organization/who/which first sends/sent this case to them and by whom/which I hereby declare that I have consented after full disclosure to be represented unless/until I instruct Schwegman, Lundberg, Woessner & Kluth, P.A. to the contrary.

Please direct all correspondence in this case to Schwegman, Lundberg, Woessner & Kluth, P.A. at the address indicated below:  
 P.O. Box 2938, Minneapolis, MN 55402  
 Telephone No. (612)373-6900

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full Name of joint inventor number 1: Jian Li  
 Citizenship: United States of America  
 Post Office Address: 1008 Live Oak Ter  
Sunnyvale, CA 94086

Residence: Sunnyvale, CA

Signature: \_\_\_\_\_

Jian Li

Date: 9/20/01

Full Name of joint inventor number 2: Xiao-Chun Mu  
 Citizenship: United States of America  
 Post Office Address: 19685 Via Escuela Dr.  
Saratoga, CA 95070

Residence: Saratoga, CA

Signature: \_\_\_\_\_

Xiao-Chun Mu

Date: \_\_\_\_\_

§ 1.56 Duty to disclose information material to patentability.

(a) A patent by its very nature is affected with a public interest. The public interest is best served, and the most effective patent examination occurs when, at the time an application is being examined, the Office is aware of and evaluates the teachings of all information material to patentability. Each individual associated with the filing and prosecution of a patent application has a duty of candor and good faith in dealing with the Office, which includes a duty to disclose to the Office all information known to that individual to be material to patentability as defined in this section. The duty to disclose information exists with respect to each pending claim until the claim is canceled or withdrawn from consideration, or the application becomes abandoned. Information material to the patentability of a claim that is canceled or withdrawn from consideration need not be submitted if the information is not material to the patentability of any claim remaining under consideration in the application. There is no duty to submit information which is not material to the patentability of any existing claim. The duty to disclose all information known to be material to patentability is deemed to be satisfied if all information known to be material to patentability of any claim issued in a patent was cited by the Office or submitted to the Office in the manner prescribed by §§ 1.97(b)-(d) and 1.98. However, no patent will be granted on an application in connection with which fraud on the Office was practiced or attempted or the duty of disclosure was violated through bad faith or intentional misconduct. The Office encourages applicants to carefully examine:

- (1) prior art cited in search reports of a foreign patent office in a counterpart application, and
- (2) the closest information over which individuals associated with the filing or prosecution of a patent application believe any pending claim patentably defines, to make sure that any material information contained therein is disclosed to the Office.

(b) Under this section, information is material to patentability when it is not cumulative to information already of record or being made of record in the application, and

- (1) It establishes, by itself or in combination with other information, a prima facie case of unpatentability of a claim; or
- (2) It refutes, or is inconsistent with, a position the applicant takes in:
  - (i) Opposing an argument of unpatentability relied on by the Office, or
  - (ii) Asserting an argument of patentability.

A prima facie case of unpatentability is established when the information compels a conclusion that a claim is unpatentable under the preponderance of evidence, burden-of-proof standard, giving each term in the claim its broadest reasonable construction consistent with the specification, and before any consideration is given to evidence which may be submitted in an attempt to establish a contrary conclusion of patentability.

(c) Individuals associated with the filing or prosecution of a patent application within the meaning of this section are:

- (1) Each inventor named in the application;
- (2) Each attorney or agent who prepares or prosecutes the application; and
- (3) Every other person who is substantively involved in the preparation or prosecution of the application and who is associated with the inventor, with the assignee or with anyone to whom there is an obligation to assign the application.

(d) Individuals other than the attorney, agent or inventor may comply with this section by disclosing information to the attorney, agent, or inventor.

SCHWEGMAN ■ LUNDBERG ■ WOESSNER ■ KLUTH

**United States Patent Application**  
**COMBINED DECLARATION AND POWER OF ATTORNEY**

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**Application Number**  
09/909,670

**Filing Date**  
July 20, 2001

**Status**  
Pending

Attorney Docket No.: 884 562US1  
Serial No. not assigned  
Filing Date: not assigned

I hereby appoint the following attorney(s) and/or patent agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected herewith:

Aldous, Alan K.	Reg. No. 31,905	Huter, Jeffrey B.	Reg. No. 41,086	Park, Ellen	Reg. No. 34,055
Anglin, J. Michael	Reg. No. 24,916	Jackson Huebsch, Katharine A.	Reg. No. 47,670	Parker, J. Kevin	Reg. No. 33,024
Arora, Sunel	Reg. No. 42,267	Jurkovich, Patu J.	Reg. No. 44,813	Perdok, Monique M.	Reg. No. 42,989
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Harris, Robert J.	Reg. No. 37,346		Reg. No. 35,635		
Hill, Stanley K.	Reg. No. 37,548				

I hereby authorize them to act and rely on instructions from and communicate directly with the person/assignee/attorney/firm/organization/who/which first sends/sent this case to them and by whom/which I hereby declare that I have consented after full disclosure to be represented unless/until I instruct Schwegman, Lundberg, Woessner & Kluth, P.A. to the contrary.

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P.O. Box 2938, Minneapolis, MN 55402  
Telephone No. (612)373-6900

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Full Name of joint inventor number 1: Jian Li

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Jian Li

Date: \_\_\_\_\_

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Xiao-Chun Mu

Date: 9/20/01

§ 1.56 Duty to disclose information material to patentability.

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- (2) Each attorney or agent who prepares or prosecutes the application; and
- (3) Every other person who is substantively involved in the preparation or prosecution of the application and who is associated with the inventor, with the assignee or with anyone to whom there is an obligation to assign the application.

(d) Individuals other than the attorney, agent or inventor may comply with this section by disclosing information to the attorney, agent, or inventor.